

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Motoharu SEIKI et al.

Confirmation No.: 5607

Appl. No. : 10/551,780

Group Art Unit: 1642

Filed : October 3, 2005

Examiner: Mark Halvorson

For : LIPID MEMBRANE STRUCTURE CONTAINING ANTI-MT-MMP
MONOCLONAL ANTIBODY

**SUBMISSION UNDER 37 C.F.R. 1.114
IN RESPONSE TO FINAL OFFICE ACTION MAILED JUNE 11, 2009**

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop AF**
Randolph Building
401 Dulany Street
Alexandria VA 22314

Sir:

This is in response to the Final Office Action from the U.S. Patent and Trademark Office dated June 11, 2009, which sets a three month shortened statutory period for response until September 11, 2009, which was extended for three months until December 11, 2009 by the filing of a Request for Extension of Time on December 10, 2009,

A Notice of Appeal was filed on December 10, 2009, so that the initial due date for filing an Appeal Brief is February 10, 2010.

This paper is being submitted as part of the Submission of a Request for Continued Examination that is being filed on even date herewith.

Applicants hereby request an extension of time for five months to extend the period for taking action after the filing of the Notice of Appeal to July 12, 2010 (July 10, 2010 being a Saturday), and are concurrently filing a formal Request for Extension of

Time together with all requisite fees therefore. If for any reason the Request for Extension of Time is not associated with the file, or the fee submitted therewith is deemed insufficient for any reason, and/or any extension of time is required to maintain the pendency of the application, the present submission should be interpreted to include the requisite Request for Extension of Time, and the Patent and Trademark Office is hereby authorized to charge any fee necessary to preserve the pendency of this application, including any required extension of time fee or any required claim fee, to Deposit Account No. 19-0089.

Amendments to the Claims appear in the Listing of Claims beginning on page 3 of this paper.

Remarks begin on page 9 of this paper.